

5494--A

Cal. No. 925

2011-2012 Regular Sessions

I N   S E N A T E

May 25, 2011

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Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the social services law, in relation to juvenile justice records

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Section 372 of the social services law is amended by adding  
2     a new subdivision 4-c to read as follows:  
3     4-C. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE NEW YORK CITY  
4     ADMINISTRATION FOR CHILDREN'S SERVICES MAY RELEASE RECORDS OF ARRESTS  
5     AND CONVICTIONS, HISTORIES OF ADMISSION TO SECURE AND NON-SECURE  
6     DETENTION FACILITIES, AND RECORDS OF BEHAVIOR IN SUCH FACILITIES, TO THE  
7     NEW YORK CITY DEPARTMENT OF CORRECTION UPON ITS REQUEST, FOR ANY INDIVIDUAL  
8     WHO WAS FORMERLY IN THE CUSTODY OF THE NEW YORK CITY ADMINISTRATION  
9     FOR CHILDREN'S SERVICES OR A PREDECESSOR AGENCY AND WHO HAS BEEN  
10    ADMITTED INTO THE CUSTODY OF THE NEW YORK CITY DEPARTMENT OF CORRECTION.  
11    NOTWITHSTANDING THE PROVISIONS OF THIS SUBDIVISION, THE NEW YORK CITY  
12    ADMINISTRATION FOR CHILDREN'S SERVICES SHALL NOT RELEASE TO THE NEW YORK  
13    CITY DEPARTMENT OF CORRECTION ANY SUCH RECORD THAT IS DATED EARLIER THAN  
14    TEN YEARS PRIOR TO THE DATE OF SUCH REQUEST, EXCEPT THAT A RECORD OF  
15    ESCAPE OR ATTEMPTED ESCAPE MAY BE RELEASED REGARDLESS OF THE DATE OF  
16    SUCH RECORD. RECORDS RELEASED PURSUANT TO THIS SUBDIVISION SHALL NOT BE  
17    REDISCLOSED EXCEPT AS OTHERWISE PERMITTED BY LAW AND UPON THE APPROVAL  
18    OF THE DEPARTMENT.  
19    S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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